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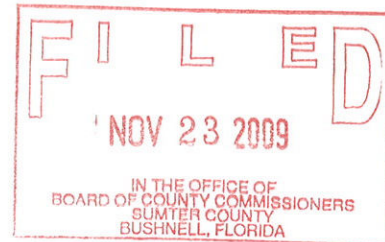
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November 20, 2009

**Confidential - Attorney/Client  
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**VIA U.S. MAIL AND E-MAIL**

Mr. Gary Kuhl  
Public Works Director  
Sumter County, Florida  
319 E. Anderson Avenue  
Bushnell, FL 33513



Re: Sumter County Right of Way Litigation Status

Dear Gary:

The following is the November 20, 2009, status report regarding litigation activities for each of the right-of-way acquisition projects being handled by our firm for Sumter County since our October 2009 status letter:

- **County Road 139/County Road 462 (Parcels 101, 101A, 102, 103, 104, 105, 108, 109, 109A, 110, 112, 113, 114, 120, 121, 122, 123, 124, 125, 126, 127, 128, 131, 132 & 133)** On May 27, 2009, the County filed an eminent domain action (Case No. 2009-CA-000467) to acquire Parcels 101, 101A, 102, 103, 104, 105, 108, 109, 109A, 110, 112, 113, 120, 121, 122, 123, 127, 128, 131, 132 and 133 which are needed for improvements to County Roads 139 and 462. On August 10, 2009, an Order of Taking hearing to acquire the parcels prior to the entry of a final judgment was held. On August 21, 2009, good faith deposits were made and title to the parcels was acquired by the County. We have reached settlements regarding Parcels 120, 121 and 122, and Stipulated Final Judgments were entered by the Court on September 25, 2009. Additionally, mediation conferences have been scheduled for December 15, 2009 for Parcels 133 and 123 and for December 16, 2009 for Parcels 110 and 113. *Since our last status letter, the Stipulated Orders of Takings as to Parcels 125 and 126, owned by Russell D. Vick and Royce and Alice Vick were entered by the Court on October 21, 2009 and good faith deposits were made on October 30, 2009. Therefore, the County now owns all right-of-way needed to complete the project. Additionally, we are currently attempting to schedule mediations of Parcels 108, 109, 109A, 112, 125, 126, 127 and 128 for January 2010.*
- **County Road 462:** See County Road 139/County Road 462.

- **County Road 468 (4 Lane)-- Parcels 100, 101A, 101B, 102A, 102B, 102C, and 103:** Parcels 100, 101A and 101B have settled and are pending closing by Derrill L. McAteer with The Hogan Law Firm of Brooksville, Florida. The County has settled the fee (land) interest in Parcel 103, owned by Grace Tabernacle of Worship, Inc. ("Grace Tabernacle"), in the amount of \$77,712.50, excluding attorneys' fees and costs and expert fees and costs. The attorneys' fees are in the amount of \$2,479.12 and the expert fees are in the amount of \$6,000.00. The fee interest in Parcel 103 is pending closing by Derrill McAteer with the Hogan Law Firm. There is still an unresolved easement interest by Progress Energy which is pending for Parcel 103. Other remaining parcels on this project are Parcels 102A, 102B and 102C, owned by Bobby E. Hunt and Carolyn Hunt (the "Hunts"). The last offer made by the County to the Hunts was in the amount of \$495,000.00, including a billboard owned by Tom Gunter d/b/a Gunter Advertising ("Gunter"). The County's offer was rejected on July 2, 2008 and the Hunts made a counteroffer in the amount of \$800,000.00, which was rejected by the County. The Hunt's counteroffer did not include the billboard owned by Tom Gunter d/b/a Gunter Advertising ("Gunter") located on Parcel 102C. The County and Progress Energy reached agreement on the area required to relocate Progress Energy's transmission lines and on a proposed easement and assignment. When the proposed easement and assignment were presented to Grace Tabernacle's counsel, he indicated that Grace Tabernacle would not agree to the proposed easement and assignment. Therefore, negotiations are still continuing and the County has proposed that the parties enter into pre-suit mediation to resolve the pending issues. *Since our last status letter, pre-suit mediations for the Hunt and Grace Tabernacle parcels have been tentatively scheduled for December 9, 2009 pending coordination with Progress Energy personnel.*
- **County Road 468 @ Turnpike (13 Outdoor Advertising Signs):** These are parcels upon which there are 13 billboards. We are working to obtain leases for three Lamar billboards and are working with Farner Barley and the Villages attorneys to obtain additional information regarding what interests need to be acquired through eminent domain proceedings and what interests are being dedicated to the County. Once this information is received, we will attempt to resolve these parcels through settlement and will file suit if we are unable to settle these parcel pre-suit. *No change since our last status letter.*
- **County Road 466A (Phase II Outdoor Advertising Signs)-Parcels 100 and 101:** These parcels have billboards owned by Oxford Outdoor Advertising located on them and pre-suit negotiations with the billboard owner's attorney failed. The County rejected the Owner's appraisal of \$613,800.00 and resubmitted an offer of settlement of \$33,100.00 for Parcel 100 and \$33,100.00 for Parcel 101. We were able to obtain dedications of the underlying fee needed for the road improvements from Joseph Dunagan and The Villages. Therefore, the only remaining issues are the leasehold and physical billboard structures owned by Oxford Outdoor Advertising. On August 10, 2009, the Court entered a Stipulated Order of Taking as to Parcels 100 and 101 and good faith deposits were made on August 21, 2009. A trial has been scheduled for April 5-9, 2010. *Since our last status letter, the County served its updated appraisal reports on Oxford's counsel. Additionally, several discovery issues are pending regarding Oxford's financial records.*

- **County Road 616 Improvement Project—Sumter County, Florida v. Arthur M. Hayes, et al., Case No. 2007-CA-001299, Parcels 100, 101, 104, 105, 700, 701, 705, 800 and 804.**  
Parcels 101 and 701 owned by Harry Goodstein, Sarah Goodstein and Minnie Goodstein (the "Goodsteins") are the last active parcels on this project. The Goodsteins are deceased and an Administrator/Attorney Ad Litem has been appointed by the Court to resolve these interests. Probate actions were filed and finalized with the Court who adjudicated ownership of the property as follows: 50% to Millicent Goodstein and 50% to the Goodstein Memorial Trust. Unfortunately, since the completion of said probate actions, Millicent Goodstein has passed away and her estate is being probated in New Hampshire and Charles Goodstein has been appointed Personal Representative of the Estate. . *Since our last status letter, Mary Hatcher, the attorney ad litem and guardian ad litem appointed by the Court in Sumter County, has contacted Mr. Goodstein in an effort to resolve this matter and we expect to have a Stipulated Final Judgment before the end of the year.*

Please call me if you have any questions concerning these matters.

Sincerely,

de la PARTE & GILBERT, P.A.



Vivian Arenas-Battles

VA/

cc: Brad Arnold, Sumter County Administrator